

FILED
U.S. DISTRICT COURT
2014 JAN 17 3:04
DISTRICT OF UTAH
BY: _____
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**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION**

JASON LUNT, an individual,

Plaintiff,

vs.

**DIRECT MORTGAGE CORPORATION;
NATIONSTAR MORTGAGE; JAMES H.
WOODALL, Trustee, and DOES 1-10,**

Defendants.

ORDER

Case No.: 1:13-cv-00065 DB

Honorable Dee Benson

Motions to dismiss filed by Defendants Nationstar Mortgage (Dkt. No. 39), James H. Woodall (Dkt. No. 40) and Direct Mortgage Corporation (Dkt. No. 43) came on for hearing on January 7, 2014 at 11:00 AM. Plaintiff Jason Lunt was represented by Judson T. Pitts; Nationstar was represented by Steven Burt and Anthony Kaye; James H. Woodall was represented by Bradley Carr; and Direct Mortgage was represented by Daniel Brough.

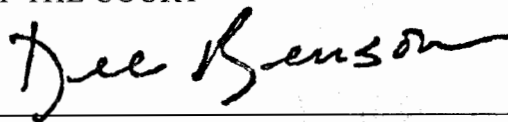
Based on the motions and memoranda and the arguments of counsel, and good cause appearing, and in accordance with the Minute Order entered by the Court on January 7, 2014 (Dkt. No. 56), it is hereby ORDERED that:

1. The motions to dismiss are GRANTED.
2. With the exception of his Fourteenth Cause of Action, each of Plaintiff's causes of action is dismissed WITH PREJUDICE. Plaintiff's Fourteenth Cause of Action is dismissed WITHOUT PREJUDICE.
3. Plaintiff may file a motion for leave to amend the complaint to assert a cognizable quiet title claim, if possible, or a contract-based claim, if possible, against the defendants presently in this case.
4. Plaintiff's motion for leave to amend must be filed no later than February 7, 2014.

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DATED this 17 day of January 2014.

BY THE COURT



Honorable Dee Benson
United States District Court Judge

APPROVED AS TO FORM:

/s/ Steven Burt

Anthony C. Kaye, Esq.
Steven D. Burt, Esq.
BALLARD SPAHR LLP
Attorneys for Defendant, Nationstar Mortgage

/s/ Judson Pitts

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Attorney for Plaintiff, Jason Lunt

/s/ Daniel Brough

Daniel K. Brough, Esq.
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BENNETT TUELLER JOHNSON & DEERE PC
Attorney for Defendant, Direct Mortgage, Corp.

/s/ Bradley Carr

K. Bradley Carr
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LAW OFFICES OF JAMES H. WOODALL
Attorney for Defendant, James H. Woodall